

#7
C. Sue
9/6/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:
Mingliang L. Tsui ✓

Docket: H0001805 (4300)

Serial Number: 09/800,749 ✓

Group Art Unit: 1772 ✓

Filed: March 7, 2001 ✓

Examiner: Sandra M. Nolan ✓

For: OXYGEN SCAVENGING POLYMER COMPOSITIONS CONTAINING
ETHYLENE VINYL ALCOHOL COPOLYMERS

RESPONSE TO OFFICE ACTION

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed August 21, 2002, please
consider the following remarks:

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REMARKS

The Examiner has subjected this application to restriction under 35 U.S.C. 121. The Examiner has formed five groups of claims, Group I drawn to a composition, films and articles; Group II drawn to multilayered articles; Group III drawn to methods of blending; Group IV drawn to methods of making films and Group V drawn to methods of making multilayered articles. The Examiner has asserted that these groups of claims represent distinct inventions and may properly be restricted. Applicants hereby provisionally elect claim Group I directed to claims 1-18 and 24-26 for examination. However, the restriction requirement is traversed. It should be noted, the Commissioner may statutorily require the election of inventions "If two or more independent and distinct inventions are